Aselda,

I am writing to follow up on our discussion this morning.

Attached is a proposed Second Tolling Agreement, extending the tolling period from November 1, 2020 to March 1, 2020. I expect we should be in a position to complete a settlement by mid-December, but propose we extend the tolling period for an additional four months in the event things do not go as planned.

Second, please provide the following:

1. A copy of Shell's Emergency Response Plan referenced in Shell's most recent Risk Management Plan.
2. A certification that Shell has completed those actions identified as "in progress" on the first page of the Incident Investigation Report from the February 20, 2015 release. A copy of the report is attached.

Shell may assert a confidentiality claim covering part or all of the information submitted, pursuant to Section 114 of the Clean Air Act (CAA), 42 U.S.C. § 114, and 40 C.F.R. Part 2, by labeling such information at the time it is submitted to EPA as "trade secret," "proprietary," "company confidential," or other suitable notice. Information covered by such a claim will be disclosed by EPA only to the extent and by the procedures set forth in statutes and 40 C.F.R. Part 2, Subpart B. See 40 C.F.R. § 2.301 for additional rules governing certain information obtained under the CAA. Unless you make a claim at the time you submit the information in the manner described in 40 C.F.R. § 2.203(b), it may be made available to the public by EPA without further notice to Shell. See also 41 Fed. Reg. 36902 (Sept. 1, 1976).

Please let me know if you have any questions.

Regards,

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